

**U.S. District Court
District of Alaska (Fairbanks)
CIVIL DOCKET FOR CASE #: 4:07-cv-00016-RRB**

Journey v. R. James Nicholson et al
Assigned to: Ralph R. Beistline
Cause: 05:702 Administrative Procedure Act

Date Filed: 07/03/2007
Date Terminated: 11/05/2008
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff**William J Journey**

represented by **William J Journey**
P.O.Box 72969
Fairbanks, AK 99707
PRO SE

V.

Defendant**James Nicholson**

represented by **Richard L. Pomeroy**
U.S. Attorney's Office (Anch)
222 West 7th Avenue, #9
Anchorage, AK 99513
907-271-5071
Fax: 907-271-2344
Email: richard.pomeroy@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
07/03/2007	<u>1</u>	COMPLAINT against R. James Nicholson, et al. (Filing fee \$ 350.), filed by William J Journey.(LGK, COURT STAFF) (Entered: 07/05/2007)
07/05/2007	<u>4</u>	ORDER (initial) re <u>1</u> Complaint filed by William J Journey. Signed by Judge Ralph R. Beistline on 07/05/2007. Copy mailed to Mr. Journey. (LGK, COURT STAFF) (Entered: 07/05/2007)
07/06/2007		Summons Issued as to James Nicholson. Original Summons mailed to Mr. Journey 07/06/2007. (CPB, COURT STAFF) (Entered: 07/09/2007)
07/11/2007		Summons Issued as to James Nicholson, US Atty for District of Alaska, US Department of Veteran's Affairs, Ak VA Health Care and Regional Office, Atty General of the US., by Mr. Journey on 07/11/2007. (LGK, COURT STAFF) (Entered: 07/11/2007)
07/18/2007	<u>5</u>	SUMMONS Returned Executed by William J Journey as to James Nicholson; Alaska VA Health Care and Regional Office and the US Attorney, served on 7/11/2007, answer due 9/10/2007. (LGK, COURT STAFF) (Entered: 07/20/2007)
07/23/2007	<u>6</u>	SUMMONS Returned Executed by William J Journey. 2nd summons served on James Nicholson on 7/17/2007, answer due 8/6/2007. (LGK, COURT STAFF) (Entered: 07/23/2007)
07/26/2007	<u>7</u>	SUMMONS Returned Executed by William J Journey on Attorney General of the United States served on 7/16/2007, answer due 9/14/2007. (LGK, COURT STAFF) Modified on 8/3/2007 to correct answer due date (CPB, COURT STAFF). (Entered: 07/26/2007)
07/26/2007	<u>8</u>	MOTION to file documents with the Court through US Postal Service and notice of possible lawsuits from other jurisdictions, by William J Journey. Proposed

		order, Additional attachment. (LGK, COURT STAFF) (Entered: 07/26/2007)
08/03/2007		Set/Reset Deadlines: James Nicholson answer due 9/14/2007. (CPB, COURT STAFF) (Entered: 08/03/2007)
08/20/2007	<u>9</u>	ORDER re <u>8</u> MOTION to file documents through US Postal Service filed by William J Journey, <u>7</u> Summons Returned Executed filed by William J Journey, <u>6</u> Summons Returned Executed filed by William J Journey, <u>1</u> Complaint filed by William J Journey. (LGK, COURT STAFF) (Entered: 08/20/2007)
08/24/2007	<u>10</u>	SUMMONS Returned Executed by William J Journey. Attorney General of the United States served on 7/17/2007, answer due 9/17/2007. (LGK, COURT STAFF) (Entered: 08/27/2007)
08/24/2007	<u>11</u>	SUMMONS Returned Executed by William J Journey. United States Department of Veterans Affairs, resubmitted by Mr. Journey because he had wrong mail receipt on the one filed at docket <u>7</u> . (LGK, COURT STAFF) (Entered: 08/27/2007)
09/11/2007	<u>12</u>	MOTION for Extension of Time to File Answer re <u>1</u> Complaint by James Nicholson. (Attachments: # <u>1</u> Proposed Order)(Pomeroy, Richard) (Entered: 09/11/2007)
09/14/2007	<u>13</u>	RESPONSE in Opposition re <u>12</u> MOTION for Extension of Time to File Answer re <u>1</u> Complaint and request for default filed by William J Journey. (Attachments: # <u>1</u> Proposed Order proposed order finding defendant in default# (CPB, COURT STAFF) (Entered: 09/14/2007)
09/25/2007	<u>14</u>	ORDER granting <u>12</u> Motion for Extension of Time to Answer. James Nicholson answer due 11/1/2007.. Signed by Judge Ralph R. Beistline on 9/20/2007. (JPS, COURT STAFF) (Entered: 09/25/2007)
10/31/2007	<u>15</u>	ANSWER to Complaint by James Nicholson.(Pomeroy, Richard) (Entered: 10/31/2007)
12/07/2007	<u>16</u>	MOTION to Consolidate with Class Action Cases, by William J Journey. (Attachment #1)(LGK, COURT STAFF) (Entered: 12/07/2007)
12/20/2007	<u>17</u>	RESPONSE to Motion (Non–Opposition) re <u>16</u> MOTION to Consolidate Cases filed by James Nicholson. (Pomeroy, Richard) (Entered: 12/20/2007)
12/28/2007	<u>18</u>	ORDER regarding <u>16</u> Motion to Consolidate Cases. (JPS, COURT STAFF) (Entered: 12/28/2007)
12/28/2007		Docket Annotation re <u>18</u> Order on Motion to Consolidate Cases. Copy mailed to W. Journey. (JPS, COURT STAFF) (Entered: 12/28/2007)
01/17/2008	<u>19</u>	NOTICE of <i>Developments in Class Action Lawsuits</i> by James Nicholson (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C)(Pomeroy, Richard) (Entered: 01/17/2008)
02/05/2008	<u>20</u>	NOTICE of non–complainece: Discovery Documents not routinely filed with the court. (CPB, COURT STAFF) (Entered: 02/05/2008)
02/27/2008	<u>21</u>	ORDER Rule 26 Meeting Report due by 3/26/2008. (CPB, COURT STAFF) (Entered: 02/27/2008)
02/28/2008	<u>22</u>	MOTION for Summary Judgment <i>and Memorandum in Support</i> by James Nicholson. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C# <u>4</u> Exhibit D)(Pomeroy, Richard) (Entered: 02/28/2008)
02/28/2008	<u>23</u>	MOTION for Protective Order <i>and Memorandum in Support</i> by James Nicholson. (Attachments: # <u>1</u> Proposed Order # <u>2</u> Exhibit A# <u>3</u> Exhibit B# <u>4</u> Exhibit C)(Pomeroy, Richard) (Entered: 02/28/2008)
03/05/2008	<u>24</u>	Interim Report to scheduling and planning report. (Attachments: # <u>1</u> Fbks News article 2/15/08; # <u>2</u> email from Sgt David Michael; # <u>3</u> Findlaw Article 1 page; # <u>4</u> Findlaw Article, 3 pages)(LGK, COURT STAFF) (Entered: 03/05/2008)
03/17/2008	<u>25</u>	RESPONSE TO ORDER <i>for Rule 26 Report</i> by James Nicholson. (Pomeroy, Richard) (Entered: 03/17/2008)

03/18/2008	<u>26</u>	RESPONSE in Opposition re <u>22</u> MOTION for Summary Judgment <i>and Memorandum in Support</i> filed by William J Journey. (Attachments: # <u>1</u> Affidavit; # <u>2</u> Memo dated 10/18/99; # <u>3</u> Article dated 11/16/07; # <u>4</u> article dated 11/29/07; # <u>5</u> New Enrollment notice, Life Loc; # <u>6</u> Life Lock receipt; # <u>7</u> Article, how Life Lock Works; # <u>8</u> Service Guarantee; # <u>9</u> Lifelock how it protects identity; # <u>10</u> Life Lock, Cost; # <u>11</u> email dated 2/15/08; # <u>12</u> email from David Michael; # <u>13</u> email from Morgan Goring; # <u>14</u> Letter from Veterans Affairs; # <u>15</u> letter dated 03/13/07; # <u>16</u> letter dated 04/30/07; # <u>17</u> Article dated 05/22/06; # <u>18</u> Article dated 08/07/06; # <u>19</u> Article dated 12/11/06; # <u>20</u> Personal Data Protection; # <u>21</u> Fox News Article; # <u>22</u> article dated 2/9/07; # <u>23</u> article dated 07/09/07; # <u>24</u> article dated 02/01/07; # <u>25</u> WTOP news article dated 11/16/07; # <u>26</u> Dept of Veterans Affairs, News release; # <u>27</u> Dept of Veteran's Affairs Statement; # <u>28</u> Quotes and Excerpts page; # <u>29</u> Letter dated 06/05/06; # <u>30</u> VA Information; # <u>31</u> VA Update 2/10/07; # <u>32</u> Fairfax County Privacy Council; # <u>33</u> Federal Times Article; # <u>34</u> Article re: Crash; # <u>35</u> SC Magazine Article 08/08/06; # <u>36</u> SC Magazine article 07/05/07; # <u>37</u> Findlaw Article 02/06/06; # <u>38</u> Article of 9/22/00; # <u>39</u> FTC Consumer Alert; # <u>40</u> Privacy Spot article 2/15/05; # <u>41</u> Findlaw Article 4/15/05; # <u>42</u> Statement of Maureen Regan; # <u>43</u> Watchdog Article; # <u>44</u> Watchdog Article re VA data; # <u>45</u> Watchdog Article re: computer thefts; # <u>46</u> Watchdog Article re heist update; # <u>47</u> Watchdog article re VA computer gear missing; # <u>48</u> CRS Report for Congress; # <u>49</u> Find Law Article re white house mail; # <u>50</u> Find Law article re white house negligent; # <u>51</u> Liberty Coalition article; # <u>52</u> Proposed Order)(LGK, COURT STAFF) (Entered: 03/18/2008)
03/21/2008	<u>27</u>	REPLY to Response to Motion re <u>22</u> MOTION for Summary Judgment <i>and Memorandum in Support</i> filed by James Nicholson. (Pomeroy, Richard) (Entered: 03/21/2008)
03/28/2008	<u>28</u>	ORDER granting <u>22</u> Motion for Summary Judgment and Dismissing Complaint. (Mailed to W. Journey) (JPS, COURT STAFF) (Entered: 03/28/2008)
04/04/2008	<u>29</u>	MOTION for Reconsideration re <u>28</u> Order on Motion for Summary Judgment by William J Journey.(CLW, COURT STAFF) (Entered: 04/04/2008)
04/08/2008	30	MINUTE ORDER: Plaintiff has filed a Request for Reconsideration at Docket <u>29</u> . Defendants have until 4:30 PM on April 24, 2008, to file a response, after which Plaintiff's motion will be taken under advisement. (JPS, COURT STAFF) (Entered: 04/08/2008)
04/18/2008	<u>31</u>	RESPONSE in Opposition re <u>29</u> MOTION for Reconsideration re <u>28</u> Order on Motion for Summary Judgment filed by James Nicholson. (Pomeroy, Richard) (Entered: 04/18/2008)
04/21/2008	<u>32</u>	ORDER denying <u>29</u> Motion for Reconsideration. (Mailed to W. Journey) (JPS, COURT STAFF) (Entered: 04/21/2008)